

IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA  
DIVISION

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2006 DEC 20 A 9:28

DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

Shearton J. Smith )

\_\_\_\_\_ )

\_\_\_\_\_ )

\_\_\_\_\_ )

Plaintiff(s) )

v. )

Bullock Circuit Court )

\_\_\_\_\_ )

\_\_\_\_\_ )

\_\_\_\_\_ )

Defendant(s) )

2:06CV1126-MEF

MOTION TO PROCEED IN FORMA PAUPERIS

Plaintiff(s) Shearton Jerome Smith

moves this Honorable Court for an order allowing her/him to proceed in this case without prepayment of fees, costs, or security therefor, and for grounds therefor submits the attached sworn affidavit in support of the motion.

Shearton J. Smith

Plaintiff(s) signature

## UNITED STATES DISTRICT COURT

District of \_\_\_\_\_

Plaintiff

V.

Defendant

APPLICATION TO PROCEED  
WITHOUT PREPAYMENT OF  
FEES AND AFFIDAVIT

RECEIVED

DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

CASE NUMBER:

072 Robbery 1  
073 Kidnapping 1I, Shearson J. Smith declare that I am the (check appropriate box)☒ petitioner/plaintiff/movant ☐ other

in the above-entitled proceeding; that in support of my request to proceed without prepayment of fees or costs under 28 USC §1915 I declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief sought in the complaint/petition/motion.

In support of this application, I answer the following questions under penalty of perjury:

1. Are you currently incarcerated?
- ☒
- Yes
- ☐
- No (If "No," go to Part 2)

If "Yes," state the place of your incarceration Easterling Correction FacilityAre you employed at the institution? No Do you receive any payment from the institution? No

Attach a ledger sheet from the institution(s) of your incarceration showing at least the past six months' transactions.

2. Are you currently employed?
- ☐
- Yes
- ☒
- No

a. If the answer is "Yes," state the amount of your take-home salary or wages and pay period and give the name and address of your employer.

b. If the answer is "No," state the date of your last employment, the amount of your take-home salary or wages and pay period and the name and address of your last employer. It's been 6 years or more since I had a wages job, I think it was Youngs Plant Farm  
Opalika, AL, wages 80-60

3. In the past 12 twelve months have you received any money from any of the following sources?

- |   |   |  |
|---|---|--|
| a. Business, profession or other self-employment  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| b. Rent payments, interest or dividends           | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| c. Pensions, annuities or life insurance payments | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| d. Disability or workers compensation payments    | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| e. Gifts or inheritances                          | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            |
| f. Any other sources                              | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            |

If the answer to any of the above is "Yes," describe, on the following page, each source of money and state the amount received and what you expect you will continue to receive.

AO 240 Reverse (Rev. 10/03)

1 Source: Gifts Birthday and Holidays ) Amount: \$10 \$25 to \$50 or more  
Family and Friends Continue: The Same Amount

2 Source: Visit Funds to eat ) Amount: \$10 \$25 to \$50 or more  
Continue: The Same Amount

4. Do you have any cash or checking or savings accounts? ☐ Yes ☐ No

If "Yes," state the total amount. \_\_\_\_\_

5. Do you own any real estate, stocks, bonds, securities, other financial instruments, automobiles or any other thing of value? ☒ Yes ☐ No

If "Yes," describe the property and state its value. 1978 4 door Cadillac Fleet Wood  
Value, From 2,200 to 1,500 Range Good, Silver Rope chain and charm  
Silver link chain and charm Holy Bible Black CD and CD player  
Clothing and shoes Time watches and Jordan Colone inside my  
automobile and more, 2,200 in cash, Tuskegee Police Department.  
value of property \$400 to \$500 or more.

6. List the persons who are dependent on you for support, state your relationship to each person and indicate how much you contribute to their support. Daughter Name Dashuniquwa A. Smith  
contribute Support, \$1 what i can; When i can, I don't have a  
job; So i do the best that i can do to be successful as a father  
can be.

I declare under penalty of perjury that the above information is true and correct.

December 13, 2006 S. J. Smith #423-84-9567  
Date Signature of Applicant

**NOTICE TO PRISONER:** A Prisoner seeking to proceed without prepayment of fees shall submit an affidavit stating all assets. In addition, a prisoner must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

## UNITED STATES DISTRICT COURT

District of

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DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

Plaintiff

Shearton J. Smith

V.

Defendant

Bullock Circuit Court

Case Number 072 Robbery 1  
073 kidnappingMotion to proceed in forma pauperisPlaintiff: Shearton J. Smith

move this Honorable Court for an order allowing her/him to proceed in this case without prepayment of fees, costs, or security therefor, and for grounds therefor submit the attached sworn affidavit in support of the motion.

S. J. Smith

Plaintiff's Signature

I would like to plea my case (unfair practice of import traded) where I told co-defendant to turn the victim loose more than three times. And had anything to do with the crime that took place.